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PTO/SB/21 (6-99)

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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application Number	10/619,754
		Filing Date	July 14, 2003
		First Named Inventor	BOSSENMAIER, ET AL.
		Group/Art Unit	1643
		Examiner Name	HOLLERAN, ANNE L.
Total Number of Pages in This Submission	5	Attorney Docket Number	39766-0114A

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> <b>AMENDMENT / RESPONSE</b> <input type="checkbox"/> After Final <input type="checkbox"/> Version with Markings Showing Changes <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> <b>ADDITIONAL ENCLOSURE(S) (please identify below):</b> <b>STAMPED RETURN POSTCARD</b>
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SIGNATURE OF APPLICANT, ATTORNEY OR AGENT		
Firm or Individual name	GINGER R. DREGER, ESQ., REG. NO. 33,055, HELLER EHRMAN LLP	
Signature		
Date	JUNE 19, 2006	Customer Number: 25213

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6-21-06

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Birgit Bossenmaier et al. Docket No: 39766-0114A  
Serial No: 10/619,754 Group Art Unit: 1643  
Filed: 07/14/2003 Examiner: Holleran, Anne L.

Title: **METHODS FOR IDENTIFYING TUMORS THAT ARE RESPONSIBLE TO  
TREATMENT WITH ANTI-ErbB2 ANTIBODIES**

Express Mail Label No.: EV 582 624 777 US

Mailing Date: June 19, 2006

**RESPONSE TO RESTRICTION REQUIREMENT**

**MAIL STOP: AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement mailed on June 2, 2006 (Confirmation No. 3323) in connection with the above-identified patent application, setting a one-month shortened statutory term, please consider the following remarks and arguments.

**Remarks/Arguments** begin on page 2 of this paper.